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Attorney Docket No. 205718 Client Reference No. 149524.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

STOKES et al.

Application No. 09/696,390

For: SYSTEM AND METHOD FOR APPLYING COLOR MANAGEMENT ON CAPTURED IMAGES

Art Unit: 2697

Examiner: Antonio A. Caschera

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

U.S. Patent and Trademark Office 220 20th Street S. Customer Window Crystal Plaza Two, Lobby, Room 1B03 Arlington, VA 22202

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed May 6, 2004, rejecting the following claims: 1,3-12, 14, 16-24, 26-29, and 31-33.

| | The it | ems checked below are appropriate: | | | | |
|----|---------------------------------|---|--|--|--|--|
| 1. | Status of Applicants | | | | | |
| | This a | This application is on behalf of \boxtimes other than a small entity or \square a small entity. | | | | |
| 2. | Fee for Filing Notice of Appeal | | | | | |
| | Pursu | Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: \boxtimes other than a small entity or \square a small entity. | | | | |
| | | Notice of Appeal Fee due \$340.00 | | | | |
| 3. | Extension of Time | | | | | |
| | \boxtimes | Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$980.00. | | | | |
| | | An extension for one-month has already been secured and the fee paid therefore of \$110.00 is deducted from the total fee due for the total amounts of extension now requested. | | | | |

| In re Appln. o | f STON | CES et al. |
|----------------|----------|------------|
| Application N | lo. 09/6 | 96,390 |

| | Applicants believe that no extension of time is required. However, this |
|---|---|
| _ | conditional petition is being made to provide for the possibility that |
| | applicants have inadvertently overlooked the need for a petition and fee fo |
| | extension of time. |

Extension fee due with this request: \$980.00

4. Total Fee Due

The total fee due is:

Notice of Appeal Fee Extension Fee (if any) \$340.00

\$980.00

Total Fee Due: \$1,320.00

5. Fee Payment

Attached is a check in the sum of \$
Charge Account No. 12-1216 the sum of \$1,320.00. A duplicate of this transmittal is attached.

6. Fee Deficiency

If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,

A. Wesley Ferrebee, Reg. No. 51,312

LEYDIG, VOIT & MAYER

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Date: 11/8/04

Appeal Notice (Revised 10/1/04)